

# INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

Mitchell E. Daniels, Jr. Governor

Thomas W. Easterly
Commissioner

100 North Senate Avenue Indianapolis, Indiana 46204 (317) 232-8603 Toll Free (800) 451-6027 www.idem.IN.gov

May 14, 2010

Mr. Kirk Swaidner Zimmer, Incorporated 1800 West Center Street Warsaw, Indiana 46580

Dear Mr. Swaidner:

Re:

NPDES General Permit No. ING250016

Zimmer, Incorporated West Campus

1800 West Center Street

Warsaw, Indiana Kosciusko County

Our office has received your Notice of Intent (NOI) submittal in regards to the above-referenced facility. We are pleased to inform you that the submittal is sufficient to comply with the NOI requirements in 327 IAC 15-8, Facilities Discharging Noncontact Cooling Water. The general permit rule requirements are contained in 327 IAC 15-1 through 15-4 and 15-8.

The NPDES general permit identification number assigned to this facility in the previous approval will be used again in this approval. This number will be used as an identification number and should be included on all correspondence submitted to IDEM in relation to this NPDES general permit. The NPDES general permit number which has been assigned to this facility is:

#### <u>ING250016</u>.

Due to the fact that 327 IAC 15-8 is a permit by rule, you will NOT be receiving an actual permit. However you will be responsible for following the general rule requirements contained in 327 IAC 15-1 through 15-4 and 15-8, which were sent to you with your original approval letter. Included in general permit rule 327 IAC 15-8 is the requirement for periodic reporting of several effluent parameters. This reporting will continue to be required using the forms that were sent to you previously. Should you need additional copies of this form it is also available on the internet at the following website:

http://www.in.gov/idem/5104.htm

327 IAC 15 is also available on the internet at the following website:

http://www.in.gov/idem/4087.htm

Mr. Kirk Swaidner Page 2

Additionally, you will soon be receiving a supply of the computer generated preprinted federal NPDES DMR forms. Both the state and federal forms need to be completed and submitted on a routine basis. If you do not receive the preprinted DMR forms in a timely manner, please call this office at 317/232-8670.

Renewal of coverage for the facility will include all outfalls listed on Attachment 1 to this correspondence. Since the expiration date of IDEM's previous approval of your facility to operate under 327 IAC 15-8 is July 31, 2010, this renewal of coverage under 327 IAC 15-8 shall become effective on <u>August 1, 2010</u>, unless a person aggrieved or adversely affected by the acceptance appeals this decision. Coverage under this general permit rule expires on <u>July 31, 2015</u>. In order to receive authorization to discharge beyond the date of expiration, the permittee shall submit such information and forms as required by the Indiana Department of Environmental Management no later than ninety (90) days prior to the date of expiration.

Please note that any person who is adversely affected or aggrieved by this acceptance for coverage under the cited NPDES general permit rule may, within eighteen (18) days from the mailing date of this notification, appeal this acceptance by filing a written petition for administrative review with the Office of Environmental Adjudication, in accordance with IC 4-21.5-3-7. This petition constitutes a request for an adjudicatory hearing. The procedure for appeal is outlined in more detail on the attached page.

The Office of Environmental Adjudication will provide parties who request review of this acceptance for coverage with notice of prehearing conferences, preliminary hearings, hearing, and stays or orders disposing of all proceedings. Nonparties may receive such notices without intervening and formally becoming parties in the proceeding by requesting copies of such notices from the Office of Environmental Adjudication.

Please note that in accordance with 327 IAC 15-8-5(c), IDEM shall public notice its decision to accept your facility for coverage under the general permit rule.

If you have any questions regarding this letter, please contact Ms. Sheri L. Jordan of our staff at 317/232-8703.

Sincerely,

Catherine Hess, Chief

Catherine Hess

Permits Administration Section

Office of Water Quality

#### ATTACHMENT 1

# Zimmer, Incorporated – West Campus

# NPDES PERMIT NO. <u>ING250016</u>

EFFECTIVE DATE: August 1, 2010

### OUTFALLS PERMITTED FOR THIS FACILITY

	DNR BASIN		LONGITUDE	MINE DRAINAGE STATUS	RECEIVING WATER
001	N/A	41°, 14', 30"	85°, 53', 10"	N/A	Young Ditch
	-				

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# STATE OF INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

### PUBLIC NOTICE NO. 2010 - 5D - GP

DATE OF NOTICE: May 14, 2010

The Office of Water Quality issues the following NPDES GENERAL PERMIT.

#### **RENEWAL**

**ZIMMER INCORPORATED** – WEST CAMPUS, Permit No. ING250016, KOSCIUSKO COUNTY, Warsaw, IN. This facility discharges once through non-contact cooling water into Young Ditch. The Notice of Intent (NOI) letter submitted complies with the requirements in 327 IAC 15-8, Facilities Discharging Non-Contact Cooling Water. Permit Writer: Sheri Jordan at 317/232-8703.

#### PROCEDURES TO APPEAL

General Permit documents are available for inspection at IDEM, Office of Water Quality/Permit Section, IGCN, 100 N Senate Ave, Indianapolis, IN, Room 1203, from 9 - 4, Monday-Friday (copies 10¢ per page). The General Permit is also available at the local Health Department. Please tell others you think would be interested in this matter.

Appeal Procedure: Any person affected by the issuance of the Final Permit may appeal by filing a Petition for Administrative Review with the Office of Environmental Adjudication within eighteen (18) days of the date of this Public Notice. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting appeal is the applicant; a person aggrieved or adversely affected or is otherwise entitled to review by law.

Timely filing: The Petition for Administrative Review must be received by the Office of Environmental Adjudication (OEA) within 18 days of the date of this Public Notice; either by U.S. Mail postmark or by private carrier with dated receipt. This Petition for Administrative Review represents a request for an Adjudicatory Hearing, therefore must:

- > state the name and address of the person making the request;
- > identify the interest of the person making the request;
- > identify any persons represented by the person making the request;
- > state specifically the reasons for the request;
- > state specifically the issues proposed for consideration at the hearing;
- identify the Final Permit Rule terms and conditions which, in the judgment of the person making the request, would be appropriate to satisfy the requirements of the law governing this NPDES Permit rule.

If the person filing the Petition for Administrative Review desires any part of the NPDES Final Permit Rule to be stayed pending the outcome of the appeal, a Petition for Stay must be included in the appeal request, identifying those parts to be stayed. Both Petitions shall be mailed or delivered to the address here: **Phone:** 317/232-8591.

Environmental Law Judge Office of Environmental Adjudication IGC – North Building- Rm 501 100 N. Senate Avenue Indianapolis IN 46204

Stay Time frame: If the Petition (s) is filed <u>within</u> eighteen (18) days of the mailing of this Public Notice, the effective date of any part of the permit, within the scope of the Petition for Stay is suspended for fifteen (15) days. The Permit will become effective again upon expiration of the fifteen (15) days, unless or until an Environmental Law Judge stays the permit action in whole or in part.

Hearing Notification: Pursuant to Indiana Code, when a written request is submitted, the OEA will provide the petitioner or any person wanting notification, with the Notice of pre-hearing conferences, preliminary hearings, hearing stays or orders disposing of the Petition for Administrative Review. Petition for Administrative Review must be filed in compliance with the procedures and time frames outlined above. Procedural or scheduling questions should be directed to the OEA at the phone listed above.



### Indiana Department of Environmental Management NPDES General Permit Notice of Intent (NOI) Letter Submittal Application 327 IAC 15-8 Facilities Discharging Non Contact Cooling Water

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Warsaw	IN	46580						
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b. APPLICANT SIGNATORY CONTACT PERSON TELEPHONE	e. ALTERNATE PERSON'S TELEPHONE
574 372 4526	N/A
c. APPLICANT EMAIL ADDRESS	f. ALTERNATE PERSON'S EMAIL ADDRESS
Kirk. swaidner@zimmer.com	N/A

IV. OTHER CONTACT INFORMATION			
DISCHARGE MONITORING REPORTS CONTACT AND MAILING INFORMATION®	c. CONTACT AND COMPANY NAME		
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a. CONTACT TELEPHONE NUMBER	d. STREET ADDRESS		
574 372 4526	1800 West Center St.		,
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Kirk. swaidner (a) zimmer. com	Warsaw	1	46580
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additi	ADDITIONAL OUTFALL INFORMATION:  of fill out the type of wastewater dischives approved for use by the Indiana Delines at the time of this submittal. You sary.	larged and all water treatment
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001	Non-contact cooling water	c. ADDITIVES IN USE ASSOCIATED WITHIS OUTFALL
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# VIII. POTENTIALLY AFFECTED PERSONS FORM

Pursuant to IC 4-21.5 it is required that a Potentially Affected Person form be completed and submitted with this application. The form is attached.

Please fill out this form in its entirety and submit it with the application.

## IX. PROOF OF PUBLICATION

It is required that a public notice statement be published in a newspaper of largest circulation in the area where the discharge(s) will be occurring. This publication must be in the newspaper for a minimum of one day, and must include the following language: (your facility name, address, address of the location of the discharging facility, and the streams receiving the discharge(s)) "is submitting a Notice of Intent letter to notify the Indiana Department of Environmental Management of our intent to comply with the requirement under 327 IAC 15-8 to discharge wastewater associated with noncontact cooling water. Any person aggrieved by this action may appeal in writing to the Environmental Law Judge operate under this NPDES general permit rule. An appeal must be postmarked no later than fifteen (15) days from the

Such a written request for an adjudicatory hearing must:

- (A) state the name and address of the person making the request;
- (B) identify the interest of the person making the request;
- (C) identify any persons represented by the person making the request;
- (D) state with particularity the reasons for the request;
- (E) state with particularity the issues proposed for consideration at the hearing; and
- (F) state with particularity the reasons why the NPDES general permit rule should not be available to the discharger identified in this notice.

Any such request shall be mailed or delivered to:

Office of Environmental Adjudication Indiana Government Center – North 100 North Senate Avenue, Room N501 Indianapolis, Indiana 46204"

Please attach proof of publication of this statement from the newspaper to the application and submit both together.

#### X. ANNUAL FEE:

A fee is required to be submitted with this application in accordance with IC 13-18-20-12. The fee is \$50 for the initial submittal (for a new permit) or for an application for renewal or modification.

Please list amount submitted \$50.00, attach to and submit with application. Checks or money orders shall be made payable to IDEM.

#### XI. CERTIFICATION STATEMENT

It is required by 327 IAC 15-4-3(g)(3) that the following certification statement shall be included in the application. The authorized representative (as defined by 327 IAC 15-4-3(g)(2) and identified in item IIIa above) makes the following certification by signing and dating this section of the application below:

"I certify under penalty of law that this document and all its attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

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Kirk Swaidner, Environment	al Engiller
Name and official title (type or p	ranti.

574 372 4526
Area Code and phone No:

March 4, 2010

Submit completed form and attachments to the following address:

Indiana Department of Environmental Management Office of Water Quality - Mail Code 65-42 **NPDES Permits Section General Permits Coordinator** 100 North Senate Avenue Indianapolis, Indiana 46204-2251

X. ANNUAL FEE:	
ART AND CONTRACTOR A	n in accordance with IC 13-18-20-12. The fee is \$50 for ication for renewal or modification.
Please list amount submitted \$Checks or money orders shall be made paya	, attach to and submit with application. ble to IDEM.
	·
XI. CERTIFICATION STATEMENT	
authorized representative (as defined by 327 IAC 15-4-following certification by signing and dating this section	n of the application below:
"I certify under penalty of law that this prepared under my direction or supervision assure that qualified personnel properly gas Based on my inquiry of the person or persons directly responsible for gathering the inforthe best of my knowledge and belief, true, at there are significant penalties for submitting possibility of fine and imprisonment for knowledge.	in accordance with a system designed to ther and evaluate the information submitted. In who manage the system or those persons of the information submitted is, to accurate, and complete. I am aware that ing false information, including the
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Name and official title (type or print)	Area Code and phone No.
Signature	Date signed

RECEIVABLES
200 MAR 15 P 2: 57

Submit completed form and attachments to the following address:

Indiana Department of Environmental Management
Office of Water Quality – Mail Code 65-42
NPDES Permits Section
General Permits Coordinator
100 North Senate Avenue
Indianapolis, Indiana 46204-2251

DEM - AR PAID

#### II. Please complete this form by signing the following statement.

Printed name: Kick Swaidnes	Dat	e: 03.03.10
Facility name: Zimmer, Inc.		
Facility address: 1800 West Center St.		
Facility city: Warsaw	Facility state: IN	ZIP code: 46580

A \$50.00 fee is required for a New permit, a Renewal or a Modification; if this is a renewal or modification request, include NPDES permit No. on check and return to:

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT Cashiers Office – Mail Code 50-10C 100 North Senate Avenue Indianapolis, IN 46204-2251

Construction Permit-327 IAC 3

If No Fee Is Required (Fee has previously been paid), Return To: INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT Office of Water Quality – Mail Code 65-42 Room N1255
Permits Branch
100 North Senate Avenue
Indianapolis, Indiana 46204-2251

PARTIAL BOGGS SITE PLAN BLDG.'S 4,5,7,9,10,12 & 19

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Attachment to Permit Renewal Documentation-Zimmer Inc. 1800 West Center Street Warsaw IN 46580 Partial Plan of the West Campus February 2010 NPDES Permit ING 250016

